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October 30, 2013

BY CM/ECF

Hon. William D. Wall
United States Magistrate Judge
United States District Court for the Eastern District of New York
Long Island Courthouse
100 Federal Plaza
Central Islip, NY 11722

Re: Datz v. Milton et al., No. 12 Civ. 1770 (LDW)(WDW)

Dear Magistrate Judge Wall:

I am a member of Davis Wright Tremain LLP, pro bono counsel to plaintiff Philip Datz in the above-captioned action. Together with the undersigned counsel for Defendant Suffolk County and Defendant Michael Milton, we jointly write to request an adjournment of the deadline for filing dispositive motions, which is currently set for **November 8, 2013**.

The parties are currently engaged in serious settlement negotiations and are in the process of working out the terms of a potential resolution to this matter. To allow the parties to continue those efforts, we therefore jointly request that the Court adjourn the deadline for filing dispositive motions by 90 days, to **February 6, 2014**. This adjournment will not affect other dates in the current scheduling order, including the June 9, 2014 date currently set for jury selection.

Respectfully submitted,

Handwritten signature of Robert D. Balin in black ink.

Robert D. Balin
Davis Wright Tremain
Counsel to Plaintiff

Handwritten signature of Susan A. Flynn in black ink.

Susan A. Flynn
Suffolk County Attorney's Office
Counsel to Defendant Suffolk County

Handwritten signature of Brian J. Davis in black ink.

Brian J. Davis
Law Office of Brian J. Davis
Counsel to Defendant Michael Milton